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27 *Attorneys for Plaintiff Owen Diaz*

28 **UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

29 OWEN DIAZ

30 Plaintiff,

31 v.

32 TESLA, INC. dba TESLA MOTORS, INC.

33 Defendant.

34 Case No. 3:17-cv-06748-WHO

**JOINT STIPULATION REGARDING  
REFERENCE TO PLAINTIFF,  
DEMETRIC DI-AZ'S INCARCERATION**

35 Pretrial Conference Date: February 27, 2023  
36 Time: 2:00 p.m.

37 Trial Date: March 27, 2023  
38 Complaint filed: October 16, 2017

39 Case No. 3:17-cv-06748-WHO

JOINT STIPULATION

1                   **TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS OF**  
2                   **RECORD:**

3                   Pursuant to Civil Local Rule 7-12, Plaintiff Owen Diaz (“Plaintiff”) and Defendant Tesla,  
4                   Inc. (“Defendant”), by and through their attorneys of record, hereby submit this Joint Stipulation  
5                   in order to prevent the unnecessary use of Court time and resources. Accordingly, the Parties  
6                   stipulate as follows:

7                   **WHEREAS**, the Parties have conferred regarding numerous evidentiary issues related to  
8                   the retrial of this matter and assert that entering this stipulation will save the parties and the  
9                   Court time and prevent unnecessary motion practice;

10                  **NOW THEREFORE**, it is hereby stipulated by and between Plaintiff and Defendant  
11                  that:

12                  Subject to the other party opening the door, the parties will not introduce any  
13                  evidence or testimony, or make any argument regarding witness Demetric Di-az’s  
14                  arrest and subsequent incarceration. This stipulation also precludes testimony  
15                  from Owen Diaz, Dr. Anthony Reading, La’Drea Jones, or any other witness that  
16                  Demetric Di-az’s criminal conduct, arrest, or incarceration were related to his  
17                  work or experience at the Fremont facility or that Demetric Di-az’s arrest and  
18                  subsequent incarceration caused Owen Diaz emotional distress related to or  
19                  caused by Tesla.

20                  **IT IS SO STIPULATED.**

1  
2 CALIFORNIA CIVIL RIGHTS LAW GROUP  
3 ALEXANDER MORRISON & FEHR LLP  
4 ALTSCHULER BERZON

5 DATED: February 18, 2023

6 By: /s/ Lawrence A Organ

7 Lawrence A. Organ, Esq.  
8 Marqui Hood, Esq.  
9 Cimone A. Nunley, Esq.  
10 J. Bernard Alexander, Esq.  
11 Michael Rubin, Esq.  
12 Jonathan Rosenthal, Esq.  
13 *Attorneys for Plaintiff Owen Diaz*

14 DATED: February 18, 2023

15 QUINN EMANUEL URQUHART & SULLIVAN, LLP

16 By: /s/ Daniel C. Posner

17 Alex Spiro, Esq.  
18 Daniel C. Posner, Esq.  
19 Mari F. Henderson, Esq.  
20 Asher Griffin, Esq.  
21 *Attorneys for Defendant Tesla, Inc.*

## ORDER

Based upon the Parties' Stipulation, and good cause having been shown, **IT IS  
HEREBY ORDERED THAT:**

Subject to the other party opening the door, the parties will not introduce any evidence or testimony, or make any argument regarding witness Demetric Di-az's arrest and subsequent incarceration. This stipulation also precludes testimony from Owen Diaz, Dr. Anthony Reading, La'Drea Jones, or any other witness that Demetric Di-az's criminal conduct, arrest, or incarceration were related to his work or experience at the Fremont facility or that Demetric Di-az's arrest and subsequent incarceration caused Owen Diaz emotional distress related to or caused by Tesla.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: February 21, 2023

Hon. William H. Orrick